

**LODI CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, JULY 3, 2002**

A. CALL TO ORDER / ROLL CALL

In accordance with Government Code Section 54955 City Clerk Blackston called the regular City Council meeting to order and, due to the absence of all Council Members, adjourned the meeting to July 3, 2002 at 8:00 p.m.

The Adjourned Regular City Council meeting of July 3, 2002 was called to order by Mayor Pennino at 8:00 p.m. He thanked the public for their patience, explaining that the meeting time delay was due to Council Member attendance at the *Celebrate America!* event at Hutchins Street Square.

Present: Council Members – Hitchcock, Land, Nakanishi (arrived at 8:50 p.m.), and Mayor Pennino

Absent: Council Members – Howard

Also Present: City Manager Flynn, City Attorney Hays, and City Clerk Blackston

B. INVOCATION

The invocation was given by Pastor Steve Jarrett, New Hope Community Church.

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Pennino.

D. AWARDS / PROCLAMATIONS / PRESENTATIONS

D-1 Awards – None

D-2 (a) Mayor Pennino presented a proclamation to Parks and Recreation Director Roger Baltz proclaiming the month of July 2002 as "Parks and Recreation Month" in the City of Lodi. Mr. Baltz introduced staff from the Parks and Recreation Department who were present.

Council Member Land announced that the Kiwanis Club of Greater Lodi is sponsoring a pancake breakfast fundraiser at Lodi Lake on July 4th. All proceeds will be used for scholarships and projects in the City of Lodi.

City Attorney Hays announced that the Lodi-Tokay Rotary Club organizes the OOOH AHH Festival each year at Lodi Lake and he encouraged everyone to attend.

D-3 (a) Mayor Pennino presented a plaque to Lance Anderson in honor of the memory of his father, the late Ron Anderson, long-time member of the Lodi business community. Ron Anderson was the owner of Jack London Graphics, founded the landmark Legends, and opened and operated the Casa Blanca Wine and Piano Lounge. Economic Development Coordinator Tony Goehring introduced the current managers of Legends, Andy and Betty Ivaldi.

D-3 (b) Fire Chief Pretz presented the 2001 Firefighter of the Year plaque to Fire Engineer Aimee Dalrymple.

D-3 (c) Community Promotions Coordinator and President of the All Veterans Plaza Foundation, Cynthia Haynes, read a letter written by Stephen Jarrett requesting that Council accept the donation of improvements placed on City property now known as the Lodi Area All Veterans Plaza (filed).

City Manager Flynn noted that formal acceptance of the improvements will be considered at the next regularly scheduled City Council meeting.

Foundation members Phil Jolly and Merle Warner presented Mayor Pennino with a check in the amount of \$10,000 toward reimbursement of the City's loan for construction of the plaza.

D-3 (d) Community Promotions Coordinator Haynes announced that the Vietnam Veterans Memorial Moving Wall will be on display in Lodi from July 27 through August 2 at Cherokee Memorial Park and Funeral Home. An opening ceremony will be held at 10:00 a.m. on Saturday, July 27 with local Veterans groups conducting programs throughout the week.

D-3 (e) Jennifer Walth, member of the Lodi Arts Commission, updated the City Council on the activities and accomplishments of the Arts Commission.

E. CONSENT CALENDAR

In accordance with the report and recommendation of the City Manager, Council, on motion of Council Member Land, Hitchcock second, approved the following items hereinafter set forth **except those otherwise noted** by the vote shown below:

Ayes: Council Members – Hitchcock, Land, and Mayor Pennino

Noes: Council Members – None

Absent: Council Members – Howard and Nakanishi

- E-1 Claims were approved in the amount of \$2,269,313.55.
- E-2 The minutes of June 4, 2002 (Shirtsleeve Session), June 4, 2002 (Special Meeting), June 5, 2002 (Regular Meeting), and June 20, 2002 (Special Joint Meeting with Lodi Unified School District Board of Trustees) were approved as written.
- E-3 Received the report of the sale of scrap metal.
- E-4 Received the report of the sale of surplus vehicles.
- E-5 "Approve plans and specifications and authorize advertisement for bids for Bridgetowne, Unit No. 3, Tract No. 2864, Sewer Lateral Replacements" was **pulled from the agenda pursuant to staff's request**.
- E-6 Adopted Resolution No. 2002-144 awarding the bid for the purchase of 125 Holophane *Prismasphere*® globe-style luminaries to the low bidder, Wille Electric Supply Company, of Stockton, in the amount of \$70,966.84.
- E-7 Adopted Resolution No. 2002-145 1) awarding the contract for the Kettleman Lane (Highway 12) Landscape and Irrigation Project, Hutchins Street to Fairmont Avenue, portion of the project to Odyssey Landscape, of Stockton, in the amount of \$27,399, and 2) appropriating funds in accordance with staff's recommendation; and 3) rejecting all bids for the Kettleman Lane (Highway 12) Landscape and Irrigation Project, Tienda Drive to Lower Sacramento Road.
- E-8 Accepted the improvements under the "Stockton Street Reconstruction, Lodi Avenue to Lockeford Street" contract.
- E-9 Adopted Resolution No. 2002-146 vacating the public utility easement at 333 South Lower Sacramento Road (Raley's Shopping Center).
- E-10 Approved the Improvement Deferral Agreement for sidewalk at 1120 South Sacramento Street and authorized the City Manager and City Clerk to execute the agreement on behalf of the City.
- E-11 "Adopt resolution authorizing the City Manager to execute a professional service agreement with Wenell, Mattheis and Bowe for a limited feasibility study for the remodeling of the current Lodi Lake Discovery Center and appropriate \$16,000 for the project" was **removed from the Consent Calendar and discussed and acted upon following Ordinances**.

- E-12 Adopted Resolution No. 2002-147 approving the destruction of certain records retained by the Public Works Department.
 - E-13 Authorized the use of GrapeLine buses as in-kind match for the 2002 and subsequent Sandhill Crane Festivals.
 - E-14 Adopted Resolution No. 2002-148 authorizing the City to provide matching funds for and participate in the Delta Landscape Management Outreach Partnership Program.
 - E-15 "Authorize the City Manager to approve removal of two Eucalyptus trees and two Maple trees at Lodi Lake" was **removed from the Consent Calendar and discussed and acted upon following approval of the Consent Calendar.**
 - E-16 "Adopt resolution amending Traffic Resolution #97-148 by approving the installation of time-limit parking on Central Avenue north of Vine Street, and Lodi Avenue west of Central Avenue" was **removed from the Consent Calendar and discussed and acted upon following Ordinances.**
 - E-17 Authorized the City to join the amicus brief in the case of Valley Outdoor v. County of Riverside, Ninth Circuit Court of Appeals.
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ACTION ON ITEM REMOVED FROM THE CONSENT CALENDAR

- E-15 "Authorize the City Manager to approve removal of two Eucalyptus trees and two Maple trees at Lodi Lake"

Steve Dutra, Park Superintendent, stated that he is a certified arborist and had done a ground inspection of the trees proposed to be removed at Lodi Lake. Subsequent to his inspection, Grover Tree Service found heavy decay in the trees as a result of improper pruning practices over the years. Mr. Dutra reported that revitalization of the parking lot and creation of a tree island is planned for the area. It is anticipated that four native oak trees will be planted in place of the two eucalyptus trees. The maple trees will be replaced with trees that grow no more than 20 to 25 feet, as they will be located under power lines.

Council Member Land asked whether the City would be liable for damages if a tree limb broke and injured someone, now that it has been acknowledged that the trees pose a safety issue.

City Attorney Hays replied in the affirmative. He stated that the documentation provided to Council on this matter provides more than adequate notice of a problem, and consequently the opportunity for someone to find the City liable is greatly enhanced.

In response to Mayor Pro Tempore Hitchcock, Mr. Dutra reported that the Parks Division and the Public Works Streets Division collaborate on tree related issues. The City does not have its own tree crews, so pruning is done by contract. City staff supervises their work and no longer allows the improper tree pruning practice of "topping."

Mayor Pennino noted that a letter in support of staff's recommendation was received by Council from Ron and Suzie Williamson (filed).

PUBLIC COMMENTS:

- Vi Riggle voiced opposition to cutting the trees down and stated that she spoke with Vern Weigum who informed her that the trees were not diseased. She suggested that Council install a stop light at the intersection of Loma Drive and Turner Road for the safety of pedestrians.

- Robert Riggle urged Council to find a way to save the trees. He asked whether they are being removed for the purpose of accommodating the tree island plan.

Mayor Pennino gave Mr. Riggle a copy of the staff report for this item and stated that he would also provide a copy to Mr. Weigum.

The consensus of Council was for staff to confer with Mr. Weigum prior to removing the trees.

MOTION / VOTE:

The City Council, on motion of Council Member Land, Hitchcock second, authorized the City Manager to approve the removal of two Eucalyptus trees and two Maple trees at Lodi Lake. The motion carried by the following vote:

Ayes: Council Members – Hitchcock, Land, Nakanishi, and Mayor Pennino

Noes: Council Members – None

Absent: Council Members – Howard

F. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- Brian Scott, representative of the Police Officers Association of Lodi, acknowledged that they are currently under a five-year contract that does not have an opener. He commented that he had previously sent an e-mail to Council on this matter and had received two responses. He reported that the Police Department recently lost an officer to the City of Galt because they offered him an increase in salary of \$500 a month. In past years the Department has lost officers to the Sacramento Police Department and the San Joaquin County and Sacramento District Attorney's Offices. Officer Scott stated that during his ten years of service in Lodi, he has seen a combined total in excess of 60 years of well trained police experience that currently benefits some other agency. In addition there have been numerous potential police officers that decline positions in Lodi due to financial concerns. Officer Scott stated that in order to attract and retain good candidates, the pay must be comparable to other agencies so that quality of life can be a deciding factor, rather than money. He noted that the Fire Department has also lost three employees recently. He asked Council to hire an independent consultant to conduct a salary survey for each department in the City. He pointed out that due to the exorbitant cost of housing, police officers cannot afford to live in Lodi.

Mayor Pennino noted that many of the matters raised by Officer Scott are union negotiated issues. He stated that City Manager Flynn would bring back a recommendation to Council.

Mayor Pro Tempore Hitchcock believed that the City should refrain from five-year agreements in the future.

- Robert Riggle stated that when extended vehicles are parked diagonally in the downtown area, drivers must cross the center line to pass by them, which creates a safety hazard. He believed that diagonal parking is no longer needed due to the new parking garage and asked Council to reevaluate the situation.
- Jane Lea recalled that on September 8, 2001 she sent a letter to then Mayor Nakanishi regarding the rental of the beach area at Lodi Lake and the loud music and parties taking place during the evening. She reported that a few weeks ago loud music, lasting for several hours, penetrated her entire home disturbing her family's privacy. She stated that her neighbors are also opposed to the Parks and Recreation Department renting the area for after-hour events, noting that it could potentially be rented every weekend. She pointed out that this is not permitted at any other park. The Coffee House at Lakewood Mall was not allowed to have live music at its store because it disturbed the neighbors. Lodi East Side Improvement Committee was not allowed to hold its concerts beyond 8:00 p.m. at Hale Park. Ms. Lea stated that she was disturbed at the last meeting when a Council Member made a comment that "the resident who complained was not being tolerant of a fundraiser." She facetiously asked how tolerant someone might be each weekend if a committee for term limits held a fund-raiser on Keagle Way for the youth of Lodi to win prize money by drawing chalk art on the sidewalk or singing a pro term limit song. She requested that Council place the issue of noise disturbance from Lodi Lake on a future agenda.

Mayor Pennino replied that the Parks and Recreation Department and Commission are looking into the issue.

Council Member Nakanishi agreed with Ms. Lea and stated that he lives approximately a half mile away from Lodi Lake and has heard the sound emanating from events at the Park. He believed that parks in general should be passive, tranquil areas without bandstands, etc.

G. PUBLIC HEARINGS

- G-1 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pennino called for the Public Hearing to consider adopting resolution/order to vacate a portion of the public utility easement in the former Beckman Road Alignment.

Public Works Director Prima reported that property owners requested the City abandon a portion of the easement. The utility companies have been notified and the Planning Commission voted unanimously to recommend to Council that the easement be abandoned.

Hearing Opened to the Public

None.

Public Portion of Hearing Closed

MOTION / VOTE:

The City Council, on motion of Mayor Pro Tempore Hitchcock, Land second, adopted Resolution/Order No. 2002-149 to vacate a portion of the public utility easement in the former Beckman Road Alignment. The motion carried by the following vote:

Ayes: Council Members – Hitchcock, Land, Nakanishi, and Mayor Pennino

Noes: Council Members – None

Absent: Council Members – Howard

H. COMMUNICATIONS

- H-1 On recommendation of the City's contract administrator, Insurance Consulting Associates, Inc. (ICA), and Human Resources staff, the City Council, on motion of Council Member Land, Hitchcock second, rejected the following claims by the vote shown below:

Ayes: Council Members – Hitchcock, Land, Nakanishi, and Mayor Pennino

Noes: Council Members – None

Absent: Council Members – Howard

a) John P. Demshar, date of loss 4/15/02

b) Mark Kneeland, date of loss 5/19/02

H-2 Reports: Boards/Commissions/Task Forces/Committees – None

H-3 Appointments – None

H-4 Miscellaneous – None

I. REGULAR CALENDAR

- I-1 "Adopt resolution authorizing the City Manager to provide a Public Benefits Program Grant in the amount of \$24,000 to fund the Lodi Refrigerator/Freezer Environmental Recycling Project, and to execute a contract with JACO Environmental Inc. to manage the project"

Rob Lechner, Manager of Customer Programs, reported that Electric Utility has received a grant in the amount of \$51,000 from the California Energy Commission to extend the Lodi Refrigerator/Freezer Environmental Recycling Project. The total program budget is \$75,000, and \$24,000 is requested from the City's Public Benefits Program. If approved, the program would begin July 15 and run until funds are exhausted. He reported that in April, 406 used refrigerators and freezers were recycled.

Council Member Land and Mayor Pennino believed that placement of this type of item would be more appropriate on the Consent Calendar.

Mayor Pro Tempore Hitchcock disagreed, stating that the Regular Calendar allows an opportunity to publicize the programs before the television audience.

MOTION/ VOTE:

The City Council, on motion of Council Member Nakanishi, Hitchcock second, adopted Resolution No. 2002-150 authorizing the City Manager to provide a Public Benefits Program Grant in the amount of \$24,000 to fund the Lodi Refrigerator/Freezer Environmental Recycling Project, and allow the City Manager to execute a contract with JACO Environmental Inc. to coordinate and manage the project. The motion carried by the following vote:

Ayes: Council Members – Hitchcock, Land, Nakanishi, and Mayor Pennino

Noes: Council Members – None

Absent: Council Members – Howard

- I-2 "Introduce ordinance amending Lodi Municipal Code Title 9, Public Peace, Morals, and Welfare, by adding Chapter 9.19 – Political Sign Regulations"

City Clerk Blackston reported that the Lodi Municipal Code currently addresses general advertising and miscellaneous sign regulations under Titles 9, 12, and 17; however, very few regulations exist specifically for political signs. During previous election periods candidates expressed confusion about political sign standards related to size, the time period allowed, and needed further explanation of what "public property" encompassed. The proposed ordinance limits the maximum display area for political signs on residential property to 16 square feet, and 32 square feet for commercial or industrial property. It stipulates that signs cannot be erected prior to filing official nomination papers for public office, or in the case of measures – the date the measure is qualified for the ballot. In addition, it specifies that all political signs must be removed within ten days after the election. Should removal of signs by the City be necessary, the responsible parties would be liable for the actual cost of removal. To aid in this process, the ordinance requires that signs include identification information of a person who can be contacted regarding their removal.

Council Member Land spoke in support of the proposed ordinance, including identification on the signs. He pointed out, however, that the political sign definition refers to national and state elections and noted that few of these signs include identification information. He also questioned what would be involved in "actual cost" for sign removal.

Ms. Blackston confirmed that the ordinance refers to "any" political sign, which would include national, state, and local elections. The "actual cost" for removal would be determined by the Community Development Department, Code Enforcement Division, and would likely include hourly wage and equipment cost.

Mayor Pennino voiced opposition to the requirement of including identification on political signs and noted that the State does not have any such regulation.

Mayor Pro Tempore Hitchcock expressed concern about increasing the size limit on residential signs from six to sixteen square feet.

Ms. Blackston referenced a recommendation from the League of California Cities stemming from a case involving Candidates' Outdoor Graphic Service in which the 16 square foot limit was upheld. She commented that the cost of 16 square foot lawn signs would prohibit their proliferation in the community.

City Attorney Hays noted that the case referred to by Ms. Blackston was based on specific facts, which may or may not be relevant in other situations. He stated that he would be satisfied with limiting the size on residential signs to six square feet.

Mayor Pro Tempore Hitchcock preferred limiting the size to six square feet. In reference to responsible parties being liable for the actual cost of sign removal by the City, she indicated that it would be unfair to charge the candidate if someone maliciously moved their political signs to an illegal area and the City removed them without notice. She suggested that language be added to the ordinance stipulating that notification to the responsible party be made by the City, allowing them an opportunity to remove the sign themselves.

Council Member Nakanishi was opposed to the proposed ordinance and preferred that the previous process of collecting a \$100 deposit from candidates be continued. Specifically, he was against requiring identification on the signs and stated that theoretically, if a City employee was injured while they were removing a sign, that could be part of the "actual cost" incurred and consequently, would be a liability of the candidate under the proposed ordinance.

Community Development Director Bartlam confirmed that he worked with the City Clerk and City Attorney on the ordinance. The current Zoning Code allowance for political signs in residential zones is six square feet in area for one sign. This would allow for one sign with three square feet of area on each side if it was a two face sign. This conflicts with the common practice of placing multiple signs for candidates running at the Council, County, State, and Federal levels. He believed that the current Zoning Code allowance is too restrictive and unrealistic.

Council Member Land concurred with the suggestion to limit the size on residential signs to six square feet, rather than the recommended sixteen square feet. He also agreed that notification prior to removal by the City would be preferable and that a specific number of days should be allowed before summary abatement would take place.

Mayor Pro Tempore Hitchcock pointed out that if staff is to notify responsible parties prior to sign removal, there needs to be identification on the signs.

Mayor Pennino disagreed and stated that requiring identification on the signs would prohibit national campaign signs in the community that do not adhere to the standard.

Public Works Director Prima indicated that it appears unreasonable to require staff to notify responsible parties prior to sign removal and yet not require identification on the signs of who should be contacted. In response to the suggestion of specifying a certain number of days between notification and sign removal by the City, Mr. Prima stated that this would require a tickler file log and create an administrative hardship. He stated that if political signs are placed on public property or in a hazardous location, staff should not be required to notify someone or wait a specific amount of time prior to removing the sign.

Mayor Pennino stated that there has not been a problem with removal of signs in this community.

City Attorney Hays disagreed and reported that there have been frequent problems with placement of political signs in the public right-of-way. No candidate has the right to use public property for their political purposes. He agreed with Mr. Prima that the City should not be placed in the position of having to ask people to remove signs from public property.

PUBLIC COMMENTS:

- Eunice Frederick was opposed to the current and proposed regulations regarding political signs on private property. She questioned why anyone would be charged for sign removal by City staff when they are already being paid with public funds. In reference specifying a certain number of days between notification and sign removal by the City, she preferred a period of ten days.

Mayor Pennino recommended that staff consider the concerns and suggestions raised by Council and bring a revised ordinance back for discussion at the next regularly scheduled meeting.

MOTION / VOTE:

No action was taken by the City Council regarding this matter.

- I-3 "Council consideration of authorizing ballot proposition to increase Hotel-Motel Occupancy Tax from 9% to 10%"

City Attorney Hays reported that the City currently has a Hotel-Motel Occupancy Tax (*formerly known as Transient Occupancy Tax*) rate of 9% and a proposal has been made that it be raised to 10%. Representatives of the Conference and Visitors Bureau and the Chamber of Commerce have voiced support for the increase. The action being asked of Council is to vote to place on the ballot a question for the voters to determine whether or not they want the collection rate to increase from 9% to 10%. Under Proposition 62 it requires a two-thirds (four members of Council) vote in favor of the action for it to be approved for placement on the ballot.

PUBLIC COMMENTS:

- Georgianna Reichelt recommended that the City make it clear that citizens of Lodi will not pay the tax, and should also identify what the increase in funds will be used for when it goes to the General Fund. She questioned whether the 9% that the City currently collects was approved under Proposition 62 regulations. Ms. Reichelt was opposed to the tax in general and believed that taxpayers should not have to fund non-profit agencies such as the Chamber of Commerce.

Council Member Land agreed with Ms. Reichelt's suggestion to identify what the increased tax dollars will be used for.

MOTION #1:

Council Member Land made a motion, Hitchcock second, to adopt a resolution submitting to the voters the increase in the Hotel-Motel Occupancy Tax collection rate from 9% to 10%.

DISCUSSION:

Council Member Nakanishi recommended that the item be brought back at a future meeting because he intended to vote against it.

In response to Mayor Pro Tempore Hitchcock, City Clerk Blackston reported that the last possible date to bring a resolution to the San Joaquin County Registrar of Voters ordering submission of a measure for the November 5, 2002 General Municipal Election ballot is August 9, 2002.

MOTION WITHDRAWN:

The motion was **withdrawn** by both the maker and the second.

MOTION #2 / VOTE:

Further, the City Council, on motion of Council Member Land, Hitchcock second, voted to reschedule the subject item to the July 17, 2002 City Council meeting. The motion carried by the following vote:

Ayes: Council Members – Hitchcock, Land, Nakanishi, and Mayor Pennino

Noes: Council Members – None

Absent: Council Members – Howard

J. ORDINANCES

- J-1 "Ordinance No. 1713 entitled, 'An Ordinance Of The City Council Of The City Of Lodi Approving and Adopting The Redevelopment Plan For The Lodi Redevelopment Project No. 1'"

NOTE: Due to a potential conflict of interest as a result of her husband's ownership of property in the Project Area, Mayor Pro Tempore Hitchcock abstained from discussion and voting on this matter.

PUBLIC COMMENTS:

- Jane Lea asked for clarification on the referendum process.
City Clerk Blackston replied that a referendum petition requires signatures from 10% of the registered voters in the City, and if successful, would require the Council to either repeal the ordinance or call an election on the matter.
- Georgianna Reichelt asked Council to vote against the ordinance to save the citizens of Lodi a lot of hard work in collecting signatures to overturn it. She warned Council that they may have good intentions with regard to Lodi's Redevelopment Plan; however, future Council Members may not. She cited Modesto, San Diego, and Stockton as cities that have had difficulties as a result of redevelopment. She believed that the majority of Lodi residents being affected do not understand the process. She stated that approval of the redevelopment plan would lower property value in the project area so that the City could borrow money for such things as the sports complex.
- Eunice Frederick spoke in opposition to the Redevelopment Plan and of unelected officials telling her what she can and cannot do with her property. She stated that if the Council cannot decide how many sewers or street lights are needed on the east side of the community, then the citizens can elect someone who will. She asserted that the Redevelopment Plan, in general, is too much government interference.

MOTION / VOTE:

Ordinance No. 1713 entitled, "An Ordinance Of The City Council Of The City Of Lodi Approving And Adopting The Redevelopment Plan For The Lodi Redevelopment Project No. 1" having been introduced at a regular meeting of the Lodi City Council held June 19, 2002 was brought up for passage on motion of Council Member Land, Pennino second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members – Land and Mayor Pennino

Noes: Council Members – Nakanishi

Absent: Council Members – Howard

Abstain: Council Members – Hitchcock

ACTION ON ITEMS REMOVED FROM THE CONSENT CALENDAR

- E-11 "Adopt resolution authorizing the City Manager to execute a professional service agreement with Wenell, Mattheis and Bowe for a limited feasibility study for the remodeling of the current Lodi Lake Discovery Center and appropriate \$16,000 for the project"

Mayor Pro Tempore Hitchcock expressed concern that the proposal for this item did not go out to bid and pointed out that a City Planning Commissioner is employed by Wenell, Mattheis and Bowe.

MOTION:

Council Member Land made a motion, Nakanishi second, to adopt Resolution No. 2002-151 authorizing the City Manager to execute a professional consulting contract with Wenell, Mattheis and Bowe for a limited feasibility study for the remodeling of the current Lodi Lake Discovery Center.

DISCUSSION:

Council concurred that it is preferable to use the Request for Qualifications process for these types of projects.

VOTE:

The above motion carried by the following vote:

Ayes: Council Members – Land, Nakanishi, and Mayor Pennino

Noes: Council Members – Hitchcock

Absent: Council Members – Howard

- E-16 “Adopt resolution amending Traffic Resolution #97-148 by approving the installation of time-limit parking on Central Avenue north of Vine Street, and Lodi Avenue west of Central Avenue”

Mayor Pro Tempore Hitchcock stated that this item was not appropriate for the Consent Calendar and asked staff for a report.

Public Works Director Prima stated that two businesses requested the installation of time-limit parking. Staff has been reluctant to extend parking time zones outside the downtown area; however, they have agreed to do so in the interest of assisting these business owners. The business owners were informed that parking enforcement would not be done on a regular basis.

MOTION / VOTE:

The City Council, on motion of Mayor Pro Tempore Hitchcock, Nakanishi second, adopted Resolution No. 2002-152 amending Section 3B of Traffic Resolution #97-148 by approving time-limit parking on Central Avenue north of Vine Street, and on Lodi Avenue west of Central Avenue; and directed staff to mail notification to business owners and residents in the area prior to the installation of signage. The motion carried by the following vote:

Ayes: Council Members – Hitchcock, Land, Nakanishi, and Mayor Pennino

Noes: Council Members – None

Absent: Council Members – Howard

K. COMMENTS BY CITY COUNCIL MEMBERS ON NON-AGENDA ITEMS

- Council Members Nakanishi, Land, and Mayor Pennino wished everyone a happy 4th of July holiday.
- Mayor Pro Tempore Hitchcock thanked her son for attending the meeting tonight.

L. COMMENTS BY THE CITY MANAGER ON NON-AGENDA ITEMS

- City Manager Flynn asked Council if the City should serve as the lead agency in planning an event in remembrance of those who lost their lives on September 11, 2001.

Mayor Pennino recommended that non-profit groups in the community should take the lead in organizing an event and the City could provide assistance.

Continued July 3, 2002

Council Member Nakanishi voiced support for City staff to lead and organize an event. He stated that he would like to participate.

Council Member Land agreed with Mayor Pennino and commented that under the circumstances, a small, solemn event would be appropriate.

Mayor Pro Tempore Hitchcock felt that the City should take the lead in organizing the event.

M. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 10:20 p.m.

ATTEST:

Susan J. Blackston
City Clerk